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PATENT

I hereby certify that on the date specified below, this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, DC 20231.

Date

9/14/98

M. A. Scarlett
Millicent A. Scarlett

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Lee Mizzen and Jan Wisniewski
Application No. : 09/001,737
Filed : December 31, 1997
For : STREPTOCOCCAL HEAT SHOCK PROTEINS OF THE
HSP60 FAMILY

Docket No. : 870109.408
Date : September 14, 1998

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Assistant Commissioner for Patents
Washington, DC 20231

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TECHNOLOGY CENTER 3000
98 SEP 28 AM 10:02

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

In response to the Notice to File Missing Parts dated April 14, 1998, please find enclosed a Declaration and Power of Attorney, Form PTO-1533, and a Verified Statement Claiming Small Entity Status for the above-identified application.

Please find enclosed a Petition for an Extension of Time, extending the time for response from June 14, 1998 to September 14, 1998.

Also enclosed please find a Diskette Containing Sequence Listing; Copy of Form PTO-1661; Preliminary Amendment, Declaration Regarding Diskette, and paper copy of Sequence Listing.

Also enclosed is a check in the amount of \$1,828 for the requisite fees. The fees have been calculated in accordance with applicant's small entity status.

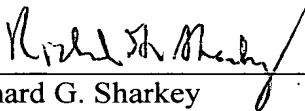
The fees have been calculated after taking into consideration the enclosed Preliminary Amendment:

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Basic Fee	\$	395
Total Claims (33, 13 extra)		143
Independent Claims (18,15 extra)		615
Multiple Dependent Claims Surcharge		135
Missing Parts Surcharge		65
Total	\$	1,353
Extension-of-Time Fee		475
TOTAL	\$	1,828

The Assistant Commissioner is hereby authorized to charge any additional filing fees or to credit any overpayment to Deposit Account No. 19-1090. A duplicate copy of this response is enclosed.

Respectfully submitted,
SEED and BERRY LLP


Richard G. Sharkey
Registration No. 32,629

RGS:mas

Enclosures:

- Postcard
- Check for \$1,828
- Copy of this Response
- Declaration and Power of Attorney
- Verified Statement Claiming Small Entity Status
- Copy of Form PTO-1533
- Petition for an Extension of Time (+ 2 copies)
- ✓ Diskette Containing Sequence Listing
- Copy of Form PTO-1661
- ✗ Preliminary Amendment
- Declaration Regarding Diskette
- Paper Copy of Sequence Listing

6300 Columbia Center
701 Fifth Avenue
Seattle, Washington 98104-7092
(206) 622-4900
Fax: (206) 682-6031



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

1643
36A1

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/001.737	12/31/97	MIZZEN	870109.400

0252/0414

NOT ASSIGNED

Miss. Parts Seq. List
June 14, 1998

SEED AND BERRY
09/22/1998 ASSELMAN 00000077 09001737
701 FIFTH AVENUE
SEATTLE WA 98105-0002
01 FC:205 65.00 OP
02 FC:201 395.00 OP
03 FC:204 135.00 OP
04 FC:203 143.00 OP
05 FC:202 615.00 OP
06 FC:217 475.00 OP

DATE MAILED:

04/14/98

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted **ALONG WITH THE PAYMENT OF A SURCHARGE** for items 1 and 3-6 only of \$ 130.00 for a ☒ large entity ☐ small entity in compliance with 37 CFR 1.27. The surcharge is set forth in 37 CFR 1.16(e). Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☒ large entity ☐ small entity (verified statement filed), is \$ 3210.00

- ☒ 1. The statutory basic filing fee is:
☐ missing.
☐ insufficient.

Applicant must submit \$ 790.00 to complete the basic filing fee and/or file a verified small entity statement claiming such status (37 CFR 1.27).

- ☒ 2. Additional claim fees of \$ 2290.00 including any multiple dependent claim fees are required. Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☐ 3. The oath or declaration:
☐ is missing.
☐ does not cover the newly submitted items.
☐ does not identify the application to which it applies.
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are:
☐ missing.
☐ by a person other than inventor or person qualified under 37 CFR 1.42, 1.43, or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$ processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

- ☒ 8. The application does not comply with the Sequence Rules.
See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

- ☐ 9. OTHER:

Direct the response and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the response.

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Initial Patent Examination Division (703) 308-1202

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